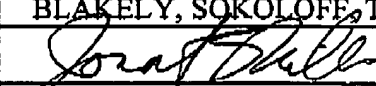
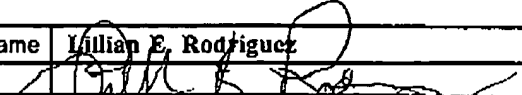




<b>TRANSMITTAL FORM</b> (to be used for all correspondence after initial filing)		Application No.	10/757,164
		Filing Date	January 13, 2004
		First Named Inventor	Elliot A. Gottfurcht
		Art Unit	3714
		Examiner Name	Corbett B. Coburn
Total Number of Pages in This Submission	11	Attorney Docket Number	4346P001X4

ENCLOSURES (check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment / Response <input checked="" type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> PTO/SB/08 <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Basic Filing Fee <input type="checkbox"/> Declaration/POA <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s)	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): <div style="border: 1px solid black; padding: 5px; margin-top: 5px;">Facsimile Cover Sheet</div>
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Jonathan S. Miller, Reg. No. 48,534 BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP
Signature	
Date	January 27, 2005

CERTIFICATE OF MAILING/TRANSMISSION			
I hereby certify that this correspondence is being transmitted via facsimile on the date shown below to the United States Patent and Trademark Office.			
Typed or printed name	William E. Rodriguez		
Signature		Date	January 27, 2005

Based on PTO/SB/21 (04-04) as modified by Blakely, Sokoloff, Taylor & Zafman (w/in 05/04/2004)  
SEND TO: Commissioner for Patents, P.O. Box 1460, Alexandria, VA 22313-1460

**Patient fees are subject to annual revision**

Application Number	10/757,164
Filing Date	January 13, 2004
First Named Inventor	Elliot A. Gottfurcht
Examiner Name	Corbett B. Coburn
Art Unit	3714
Attorney Docket No.	4346P001X4

☒ Applicant claims small entity status. See 37 CFR 1.27.

<b>TOTAL AMOUNT OF PAYMENT</b>	<b>(\$)</b>	<b>0.00</b>
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☐ Check ☐ Credit card ☐ Money Order ☒ None ☐ Other (please identify): \_\_\_\_\_  
☒ Deposit Account Deposit Account Number: 02-2666 Deposit Account Name: Blakely, Sokoloff, Taylor & Zafman LLP

**For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)**

☐ Charge fee(s) indicated below☐ Charge fee(s) indicated below, except for the filing fee☒ Charge any additional fee(s) or underpayment of fee(s)☒ Credit any overpayments

under 37 CFR §§ 1.16, 1.17, 1.18 and 1.20.

## 1. EXTRA CLAIM FEES

		Extra Claims		Fee from below		Fee Paid
Total Claims	14	20	0	25.00		\$0.00
Independent Claims	3	3	0	100.00		\$0.00
Multiple Dependent						

Large Entity	Small Entity
<p>1. <b>Revenue</b> (Revenue from contracts with customers)</p> <p>2. <b>Cost of Sales</b> (Cost of goods sold)</p> <p>3. <b>Operating Expenses</b> (Selling, general, and administrative expenses)</p> <p>4. <b>Income Tax Expense</b></p> <p>5. <b>Other Income</b> (Interest income, dividend income, etc.)</p> <p>6. <b>Other Expenses</b> (Interest expense, depreciation, etc.)</p>	<p>1. <b>Revenue</b> (Revenue from contracts with customers)</p> <p>2. <b>Cost of Sales</b> (Cost of goods sold)</p> <p>3. <b>Operating Expenses</b> (Selling, general, and administrative expenses)</p> <p>4. <b>Income Tax Expense</b></p> <p>5. <b>Other Income</b> (Interest income, dividend income, etc.)</p> <p>6. <b>Other Expenses</b> (Interest expense, depreciation, etc.)</p>

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description
1202	50	2202	25	Claims in excess of 20
1201	200	2201	100	Independent claims in excess of 3
1203	350	2203	180	Multiple Dependent claim, if not paid
1204	300	2204	150	Resubstantiated independent claims over original patent
1205	300	2205	150	Resubstantiated claims in excess of 20 and over original patent

*For number previously paid, if greater. For Reissues, see below.*

SUBTOTAL (1)	(\$)	0.00
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## 2 ADDITIONAL FEES

	Large Entity	Small Entity
1. <b>Revenue</b>	Revenue is recognized when the performance obligation is satisfied, which is when control of the goods or services is transferred to the customer.	Revenue is recognized when the performance obligation is satisfied, which is when control of the goods or services is transferred to the customer.
2. <b>Cost of Sales</b>	Cost of sales is recognized when the revenue is recognized, and it represents the cost of the goods or services sold.	Cost of sales is recognized when the revenue is recognized, and it represents the cost of the goods or services sold.
3. <b>Operating Expenses</b>	Operating expenses are recognized when the expense is incurred, and they represent the costs of the company's operations.	Operating expenses are recognized when the expense is incurred, and they represent the costs of the company's operations.
4. <b>Income Tax Expense</b>	Income tax expense is recognized when the company is liable for income taxes, and it represents the amount of taxes payable.	Income tax expense is recognized when the company is liable for income taxes, and it represents the amount of taxes payable.
5. <b>Other Income</b>	Other income is recognized when the income is earned, and it represents the amount of income from non-operating activities.	Other income is recognized when the income is earned, and it represents the amount of income from non-operating activities.

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description
1051	130	2051	65	Surcharge - late filing fee or oath
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet
2053	130	2053	130	Non-English specification
1251	120	2251	60	Extension for reply within first month
1252	450	2252	225	Extension for reply within second month
1253	1,020	2253	510	Extension for reply within third month
1254	1,590	2254	795	Extension for reply within fourth month
1255	2,160	2255	1,080	Extension for reply within fifth month
1401	500	2401	250	Notice of Appeal
1402	500	2402	250	Filing a brief in support of an appeal
1403	1,000	2403	500	Request for oral hearing
1451	1,510	2451	1,510	Petition to institute a public use proceeding
1450	130	2450	130	Petitions to the Commissioner
1807	50	1807	50	Prosecuting fee under 37 CFR 1.17(g)
1808	180	1808	180	Submission of Information Disclosure Stmt.
1809	790	1809	395	Filing a submission after final rejection (37 CFR § 1.129(e))
1810	790	2810	395	For each additional invention to be examined (37 CFR § 1.129(b))

Other fee (specify)

**SUBTOTAL (2)**

Fee Paid

## SUBMITTED BY

Name (Print/Type)	Jonathan S. Miller
-------------------	--------------------

Registration No.  
(Attorney/Agent)

48,534

Telephone

Complete (if applicable)

(310) 207-3800

**Signature**

Date \_\_\_\_\_

01/27/05

SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

# FEE TRANSMITTAL for FY 2005

*Patent fees are subject to annual revision.*

*Complete if Known*

☒ Applicant claims small entity status. See 37 CFR 1.27.

TOTAL AMOUNT OF PAYMENT (\$) 0.00

Application Number 10/757,164  
Filing Date January 13, 2004  
First Named Inventor Elliot A. Gottfurcht  
Examiner Name Corbett B. Coburn  
Art Unit 3714  
Attorney Docket No. 4346P001X4

## METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit card ☐ Money Order ☒ None ☐ Other (please identify): \_\_\_\_\_  
☒ Deposit Account Deposit Account Number: 02-2666 Deposit Account Name: Blakely, Sokoloff, Taylor & Zafman LLP

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☐ Charge fee(s) indicated below, except for the filing fee  
☒ Charge any additional fee(s) or underpayment of fee(s) under 37 CFR §§ 1.16, 1.17, 1.18 and 1.20. ☒ Credit any overpayments

## FEE CALCULATION

### 1. EXTRA CLAIM FEES

1. EXTRA CLAIM FEES						
		Extra Claims		Fee from below		Fee Paid
Total Claims	14	- 20	= 0	X	25.00	= \$0.00
Independent Claims	3	- 3	= 0	X	100.00	= \$0.00
Multiple Dependents						
Large Entity	Small Entity					
Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description		
1202	50	2202	25	Claims in excess of 20		
1201	200	2201	100	Independent claims in excess of 3		
1203	350	2203	180	Multiple Dependent claim, if not paid		
1204	300	2204	150	Reissue independent claims over original patent		
1205	300	2205	150	Reissue claims in excess of 20 and over original patent		
SUBTOTAL (1)				(\$)	0.00	

*\*For number previously paid, if greater, For Reissues, see below*

### 2. ADDITIONAL FEES

Large Entity	Small Entity	Fee Code	Fee (\$)	Fee Description
1051	2051	65		Surcharge - late filing fee or cash
1052	2052	25		Surcharge - late provisional filing fee or cover sheet
2053	2053	130		Non-English specification
1251	2251	60		Extension for reply within first month
1252	2252	225		Extension for reply within second month
1253	2253	510		Extension for reply within third month
1254	2254	785		Extension for reply within fourth month
1255	2255	1,080		Extension for reply within fifth month
1401	2401	250		Notice of Appeal
1402	2402	250		Filing a brief in support of an appeal
1403	2403	600		Request for oral hearing
1451	2451	1,510		Petition to institute a public use proceeding
1480	2480	130		Petitions to the Commissioner
1807	1807	50		Processing fee under 37 CFR 1.17(a)
1808	1808	180		Submission of Information Disclosure Stmt
1809	1809	395		Filing a submission after final rejection (37 CFR § 1.129(a))
1810	2810	395		For each additional invention to be examined (37 CFR § 1.129(b))
Other fee (specify)				
SUBTOTAL (2)				(\$)

Fee Paid

## SUBMITTED BY

Name (Print/Type) Jonathan S. Miller

Registration No. (Attorney/Agent)

48,534

Complete (if applicable)

Telephone (310) 207-3800

Signature

Date 01/27/05

Based on PTO/SB/17 (12-04) as modified by Blakely, Sokoloff, Taylor & Zafman (viii) 12/15/2004.  
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PATENT  
Attorney's Docket No. 4346P001X4

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**In re Application of:**

Elliot A. Gottfurcht

Serial No. 10/757,164

Filed: January 13, 2004

# For: Method and Apparatus for Playing Video and Casino Games with a Television Remote Control

Examiner: Corbett B. Coburn

Art Group: 3714

**Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450**

## AMENDMENT AND RESPONSE TO FINAL OFFICE ACTION

In response to the Final Office Action mailed December 2, 2004, in connection with the above referenced patent application, Applicants respectfully request entry of the following amendments and request reconsideration in view of the following remarks.